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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ERIC AUSTIN NIVA,)	No. C 03-0908 RS
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER MODIFYING BRIEFING
v.)	SCHEDULE
)	
UNITED STATES OF AMERICA,)	
)	
Defendant.)	
)	

On January 16, 2008, the Court issued an Order Re Briefing, setting a schedule for further briefing on certain issues in this case. The Court ordered the parties to file briefs on or before February 4, 2008. The Court further ordered that the parties could file responsive briefs on or before February 19, 2008.

Plaintiff's counsel is engaged in preparing for trial, and defendant's counsel has various pre-existing deadlines over the next few weeks. Accordingly, the parties hereby STIPULATE AND REQUEST that the briefing schedule be modified as follows. The briefs currently due on or before February 4 shall instead be due on or before February 19, 2008, and the responsive briefs currently due on or before February 19 shall instead be due on or before March 4, 2008.

STIPULATION AND ~~[PROPOSED]~~ ORDER RE BRIEFING SCHEDULE
C 03-0908 RS

Respectfully submitted,

DATED: January 22, 2008

JOSEPH P. RUSSONIELLO
United States Attorney

/s/ Claire T. Cormier

CLAIRE T. CORMIER
Assistant United States Attorney

DATED: January 22, 2008

THE BOCCARDO LAW FIRM LLP

/s/ John C. Stein
(electronic signature authorized)

JOHN C. STEIN
Attorney for Plaintiff

~~[PROPOSED]~~ ORDER

Upon stipulation of the parties and good cause appearing, IT IS SO ORDERED.

DATED: January 23, 2008



RICHARD SEEBORG
United States Magistrate Judge